IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

THURSDAY, THE 25TH OCTOBER 2007 / 3RD KARTHIKA 1929

WP(C).No. 31663 of 2007(T)

PETITIONER:

MATSON PHARMACEUTICALS,
THELLAKOM P.O., KOTTAYAM-686 016, REPRESENTED BY
ITS MANAGING PARTNER, JOSEPH MATHAI.

BY ADV. SRI.H.B.SHENOY
SRI.B.ASHOK SHENOY
SMT.LAKSHMI B.SHENOY
SRI.ABU MATHEW
SRI.SOBHAN GEORGE

RESPONDENTS:

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1. THE DISTRICT LABOUR OFFICER,
CIVIL STATION, COLLECTORATE P.O.,KOTTAYAM-686002.

2. THE DEPUTY TAHSILDAR (R.R),
NEAR KSRTC BUS STAND, T.B.ROAD, KOTTAYAM-686 001.

3. THE VILLAGE OFFICER,
PEROOR VILLAGE, PEROOR P.O.,-686 637,
KOTTAYAM DISTRICT.

BY GOVERNMENT PLEADER SRI. MATHEW VADAKKEL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V. GIRI ,J.

WP(C).NO.31663 of 2007

Dated this the 25th day of October, 2007

JUDGMENT

Revenue recovery proceedings were initiated against the petitioner at the instance of the first respondent, who exercised powers under Section 33C(1) of the Industrial Disputes Act. The same was in enforcement of Ext.P3 order passed by the Labour Court, Ernakulam. Ext.P3 has been challenged by the petitioner in Writ Petition No.9434/2006. There is a conditional interim order in force as well. Apparently, the conditions have been complied with and amounts have been remitted. In the meanwhile, the petitioner decided to pay off the entire amount due as per Ext.P3 order, and according to the petitioner, an amount of Rs.3,71,287/= was tendered to the District Labour Officer by the original of Ext.P14 cheque. The petitioner complains that he has been directed to tender the amounts to the Revenue Recovery authorities, on the premise that the first respondent has already issued a requisition for the said amount.

After having heard the learned counsel for the petitioner and the learned government pleader, the writ petition is disposed of directing the first respondent to accept the original of Ext.P14 cheque which the petitioner may tender within a period of two weeks from today and if the amount is sufficient to satisfy the certificate issued by him, then intimation may be given by him to the recovery officials regarding satisfaction of the requisition

and appropriate steps may be taken by the recovery officials to endorse the same and close the recovery proceedings as against the petitioner under this account. Entire process may be completed within a period of one month. I make it clear that I have not expressed any opinion as regards the quantum of the amount due from the petitioner and that is a matter for verification by the first respondent.

V. GIRI, JUDGE

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